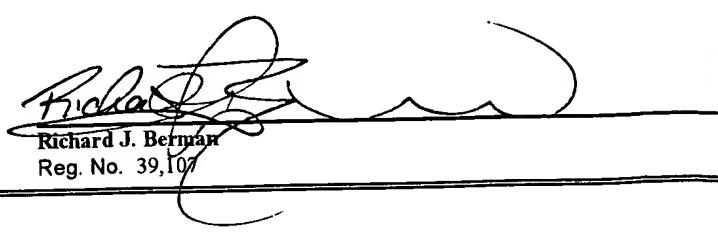


FORM PTO-1390 (REV 5-93)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY DOCKET NO. P108172-00022
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		DATE: June 18, 2001
		U.S. APPLN. NO. (IF KNOWN, SEE 37 C.F.R. 1.5) 09/701,395
INTERNATIONAL APPLICATION NO. PCT/US99/12121	INTERNATIONAL FILING DATE June 2, 1999	PRIORITY DATE CLAIMED June 2, 1998
TITLE OF INVENTION: GENES OF CAROTENOID BIOSYNTHESIS AND METABOLISM AND METHODS OF USE THEREOF		
APPLICANT(S) FOR DO/EO/US: Francis CUNNINGHAM and Zairen SUN		
<p>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371. (THE BASIC FILING FEE IS ATTACHED)</p> <p>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This express request to begin national examination procedures [35 U.S.C. 371(f)] at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</p> <p>4. <input type="checkbox"/> A proper demand for International Preliminary Amendment was made by the 19th month from the earliest claimed priority date.</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed [35 U.S.C. 371(c)(2)]        a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).        b. <input type="checkbox"/> has been transmitted by the International Bureau.        c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> A translation of the International Application into English [35 U.S.C. 371(c)(2)].</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]        a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).        b. <input type="checkbox"/> have been transmitted by the International Bureau.        c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.        d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].</p>		
Items 11 - 16 below concern other document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.  <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</p> <p>14. <input type="checkbox"/> A substitute specification.</p> <p>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>16. <input checked="" type="checkbox"/> Other items or information: CHECK NUMBER 319784</p>		

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U.S. APPN NO (IF KNOWN SEE 37 C.F.R. 1.50) 09/701,395		INTERNATIONAL APPLICATION NO. PCT/US99/12121	ATTORNEY DOCKET NO. 108172-00022  DATE: June 18, 2001	
<p>17. <input type="checkbox"/> The following fees are submitted:</p> <p><b>Basic National Fee [37 C.F.R. 1.492(a)(1)-(5)]:</b></p> <p>Search Report has been prepared by the EPO or JPO.....\$860.00</p> <p>International preliminary examination fee paid to USPTO (37 C.F.R. 1.482).....\$690.00</p> <p>No international preliminary examination fee paid to USPTO (37 C.F.R. 1.482) but international search fee paid to USPTO [37 C.F.R. 1.445(a)(2)].....\$710.00</p> <p>Neither international preliminary examination fee (37 C.F.R. 1.482) or international search fee [37 C.F.R. 1.445(a)(2)] paid to USPTO.....\$1,000.00</p> <p>International preliminary examination fee paid to USPTO (37 C.F.R. 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$ 100.00</p>		CALCULATIONS		PTO USE ONLY
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		\$		
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 or 30 months from the earliest claimed priority date [37 C.F.R. 1.492(e)].		\$ 130.00		
Claims	Number Filed	Number Extra	Rate	
Total Claims	- 20 =	00	X \$ 18.00	\$
Independent Claims	- 3 =	00	X \$ 80.00	\$
Multiple dependent claim(s) (if applicable)		+ \$270.00		\$
<b>TOTAL OF ABOVE CALCULATIONS =</b>		\$ 130.00		
Reduction by one-half for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 C.F.R. 1.9, 1.27, 1.28).		\$		
<b>SUBTOTAL =</b>		\$ 130.00		
Processing fee of \$130.00 for furnishing the English translation later the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date [37 C.F.R. 1.492(f)].		\$		
<b>TOTAL NATIONAL FEE =</b>		\$ 130.00		
Fee for recording the enclosed assignment [37 C.F.R. 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property		\$ 40.00		
<b>TOTAL FEES ENCLOSED =</b>		\$ 170.00		
		Amount to be refunded	\$	
		Charged	\$	
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$170.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 01-2300 in the amount of \$690.00 to cover the above fee.</p> <p>A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 01-2300.</p>				
<p>NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive [37 C.F.R. 1.137(a) or (b)] must be filed and granted to restore the application to pending status.</p>				
<p>SEND ALL CORRESPONDENCE TO:  <b>Arent Fox Kintner Plotkin &amp; Kahn</b>  <b>1050 Connecticut Avenue, N.W., Suite 600</b>  <b>Washington, D.C. 20036-5339</b>  <b>Tel: (202) 857-6000 Fax: (202) 638-4810</b></p>				
 <p>Richard J. Berman Reg. No. 39,107</p>				